

REMARKS

The present application has been reviewed in light of the Office Action dated August 27, 2009. Claims 1, 3-5, 8-10, 13-15, 17-19, and 21-23 are presented for examination, of which Claims 1 and 8-10 are in independent form. Claims 1 and 8-10 have been amended. Favorable reconsideration is requested.

Claims 1, 3-5, 8-10, 13-15, 17-19, and 21-23 were rejected under 35 U.S.C. § 101 as being directed to non-statutory subject matter.

Initially, the Examiner is thanked for the courtesies extended during the telephonic interview held on February 22, 2010, to discuss a proposed amendment in response to the Section 101 rejections. Applicants formally submit herewith the proposed amendment discussed during the telephonic interview, which the Examiner agreed would overcome the Section 101 rejections. Particularly, Applicants have amended independent Claims 1 and 8-10 such that the searching step is performed by a processor. Accordingly, it is believed that the rejections under Section 101 have been obviated, and their withdrawal is therefore respectfully requested.

It is believed that this response represents a complete written statement as to the substance of the interview, in accordance with M.P.E.P. § 713.04.

In view of the above, Applicants respectfully submit that Claims 1, 3-5, 8-10, 13-15, 17-19, and 21-23 are in condition for allowance, and respectfully request favorable reconsideration and an early passage to issue of the present application.

No petition to extend the time for response to the Office Action is deemed necessary for this Amendment. If, however, such a petition is required to make this Amendment

timely filed, then this paper should be considered such a petition and the Commissioner is authorized to charge the requisite petition fee to Deposit Account 50-3939.

Applicants' undersigned attorney may be reached in our New York Office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address listed below.

Respectfully submitted,

/Jonathan Berschadsky/
Jonathan Berschadsky
Attorney for Applicants
Registration No. 46,551

FITZPATRICK, CELLA, HARPER & SCINTO
1290 Avenue of the Americas
New York, NY 10104-3800
Facsimile: (212) 218-2200